



<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	<i>Application Number</i>	09/077,572
	<i>Filing Date</i>	October 13, 1998
	<i>First Named Inventor</i>	Michael A. Apicella et al.
	<i>Group Art Unit</i>	1645
	<i>Examiner Name</i>	S. Devi
	<i>Attorney Docket Number</i>	875.001US2

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application entitled NON-TOXIC MUTANTS OF PATHOGENIC GRAM-NEGATIVE BACTERIA.

Submission required under 37 C.F.R. § 1.114

1.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_
2.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
3.  An Amendment Under 37 CFR § 1.116 (11 pages) is enclosed. ✓
4.  A new power of attorney (\_\_\_ pages) is enclosed.
5.  An Information Disclosure Statement is enclosed (\_\_\_ pages)
  - a.  Form(s) 1449
  - b.  Copies of IDS Citations
6.  A check in the amount of \$0.00 is attached to pay the RCE filing fee required under C.F.R. § 1.17(e).
7.  The Commissioner is hereby authorized to credit overpayments or charge any fees set forth in 37 C.F.R. §§ 1.16 through 1.18 to Deposit Account No. 19-0743.
8.  A petition for extension of time in the prior application (1 pages) is enclosed along with authorization to charge fee to Deposit Acct. No. 19-0743.
9.  Other: Copies of five (5) cases cited in Amendment and Response filed herewith (Parks, Herschler, Ed Werthein, Anderson).

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the U.S. Patent and Trademark Office with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, D.C. 20591, on this 21st day of January, 2003.

Candis B. Buending

Name

Signature